

**IN THE UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEW MEXICO**

**FRANCES HORNE,**

**Plaintiff,**

**V.**

**SMITH'S FOOD & DRUG  
CENTERS, INC.,**

**Defendant.**



**No.: 1:21-cv-1025-KWR-KRS**

**ORDER GRANTING DEFENDANT SMITH’S FOOD & DRUG CENTERS, INC.’S**  
**UNOPPOSED MOTION TO DISMISS**

**THIS MATTER** came before the Court upon the Unopposed Motion of Defendant Smith's Food & Drug Centers, Inc. to dismiss all claims against it. It appearing to the Court that the motion is unopposed and is otherwise **WELL-TAKEN**, finds the motion shall be **GRANTED**.

**WHEREFORE, IT IS HEREBY ORDERED** that all claims against Smith's Food & Drug Centers, Inc., are hereby **DISMISSED WITH PREJUDICE**, with the parties to those claims bearing their own costs and attorney's fees.

**IT IS SO ORDERED.**

  
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**KEA W. RIGGS**  
**UNITED STATES DISTRICT JUDGE**

**SUBMITTED BY:**

By: /s/ Erica R. Neff  
ERICA R. NEFF  
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**APPROVED BY:**

By: Approved via e-mail by Attorney Pinon on 6/1/22  
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